

**Before the  
Federal Communications Commission  
Washington, DC 20554**

In the Matter of

EB Docket No. 03-152

**WILLIAM L. ZAWILA**

Facility ID No. 72672

Permittee of FM Station KBGS,  
Coalinga, California

**AVENAL EDUCATIONAL SERVICE, INC.**

Facility ID No. 3365

Permittee of FM Station KAAX,  
Avenal, California

**CENTRAL VALLEY EDUCATIONAL  
SERVICES, INC.**

Facility ID No. 9993

Permittee of FM Station KYAF,  
Firebaugh, California

**H. L. CHARLES d/b/a FORD CITY  
BROADCASTING**

Facility ID No. 22030

Permittee of FM Station KZPE,  
Ford City, California

**LINDA WARE d/b/a LINDSAY  
BROADCASTING**

Facility ID No. 37725

Licensee of FM Station KZPO,  
Lindsay, California

**WESTERN PACIFIC  
BROADCASTING, INC.**

File BR-19970804YJ  
Facility ID No. 71936

For Renewal of License for AM  
Station KKFO, Coalinga, CA

**TO: Chief Administrative Law Judge**

**OPPOSITION TO REQUEST FOR STATUS CONFERENCE**

Central Valley Educational Services, Inc. (CVES) and Avenal Educational Services, Inc.,

(AES) by their attorney (collectively, “Movants”) here note their opposition to the request for status conference, filed and served yesterday.

For good cause shown, Movants sought the dismissal of the entire action, in a motion dated September 22. Our reply paper on October 2 was the latest activity in the docket. Why this delay? Upon inquiry we are informed and believe that the chief administrative law judge has no specialized staff and has been interviewing over 100 applicants so that he may fill a vacant position of legal assistant. The office is overburdened with too many open cases and too little manpower. The Enforcement Bureau, on the other hand, appears to hold that the chief administrative law judge has unaccountably failed to turn his attention to this matter for a couple of months, out of a failure to discern its overriding importance to the Commission, to the public at large, and possibly to the net calculus of good and evil existing in the world.

A status conference will serve no purpose but to have the parties re-hash familiar positions once again. Instead, we submit that the chief administrative law judge should terminate the entire action for the reasons stated in our motion. This matter fall under the terms of an express Commission delegation regarding “character<sup>1</sup>,” and the lapse of time has ousted the judge of any delegated authority to do anything but to dismiss.

The Enforcement Bureau here again raises the red herring arguments that our motion cannot be acted upon, either because the undersigned has a murky right to participate or because the import of the motion is beyond any issues affecting Movants. No matter how many times they are repeated, these are silly arguments. If Commission policy bars the ultimate relief here, there is nothing more for the judge to do.

In any case, the Bureau has been inconsistent about the scope of required participation by

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<sup>1</sup> The motion was based upon Commission's established policy that conduct which has occurred more than ten years ago should not be considered, *Policy Regarding Character Qualifications in Broadcast Licensing, Report, Order and Policy Statement*, 102 FCC 2d 1179 (1986) at 1229 (the “*Character Policy Statement*”).

Movants and their representation by this counsel. On one hand, the Bureau questions whether the undersigned can represent movants. (At their insistence would he be barred from participation in the requested status conference?) On the other hand, the Bureau has served this counsel with “fishing expedition” interrogatories and document demands that reach far beyond the specific issues designated against Movants, and go to everything imaginable as to any party mentioned in the hearing designation order.

There is a simple and straightforward mechanism for resolving all of these issues. As requested, the case should be dismissed with prejudice. Thereafter, any still-current issues of qualification by a superannuated Orange County barrister, or by Movants, or by others, will be capable of resolution in the normal course, through applications, public notice, licensing and paper adjudication in the Media Bureau.

Dated: December 4, 2015

Respectfully submitted,



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Michael Couzens

*Attorney for Central Valley Educational  
Services, Inc. and Avenal Educational  
Services, Inc.*

Michael Couzens, Attorney at Law  
6536 Telegraph Avenue, Suite B201  
Oakland, CA 94609  
Telephone (510) 658-7654  
Fax (510) 654-6741  
E-mail: cuz@well.com

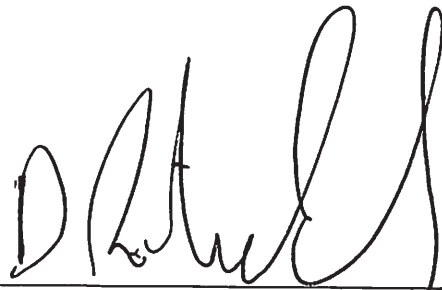
## CERTIFICATE OF SERVICE

Dennis Vidal, a paralegal at Michael Couzens Law Office, certifies that he has on the 4<sup>th</sup> day of December, 2015, sent copies of the foregoing "OPPOSITION TO REQUEST FOR STATUS CONFERENCE" to:

The Honorable Judge Richard L. Sippel  
Chief Administrative Law Judge  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W.  
Washington, D.C. 20554

William Zawilla, Esq.  
12600 Brookhurst Street, Suite 105  
Garden Grove, CA 92804-4833

Pamela S. Kane  
Special Counsel  
Investigations and Hearings Division  
Enforcement Bureau  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W., Room 4-C330  
Washington, D.C. 20554



Dennis R. Vidal